

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES – CT Department – Zone VI – Secunderabad Nodal Division - Sri N.Ramesh Babu, DR ACTO, O/o CTO, Musheerabad Circle, Secunderabad Division - Request for regularization of Services and declaration of probation within the normal period in the cadre of ACTO by invoking Rule 16(h) of Andhra Pradesh State & Subordinate Service Rules, 1996 – Orders – Issued.

REVENUE (CT.I) DEPARTMENT

G.O.Rt.No. 67

Dated:10.01.2013.

Read the following:

1. CCTs Ref No.DX(2)/160/2011, dated.18.05.2012.
2. The Addl.Secretary, APPSC Letter No.1749/DTM/01,Dt.26.05.2011.

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ORDER:

In the reference 1st read above, the Commissioner of Commercial Taxes has reported that Sri N.Ramesh Babu, DR ACTO, O/o CTO, Musheerabad Circle has represented for declaration of probation within the normal period of probation in the cadre of ACTO. He submitted that the applicant was selected in Group.II Services in the year 2007 through the APPSC and allotted to the Secunderabad Nodal Division and appointed as ACTO. Accordingly he joined in the Secunderabad Nodal Division on 09.06.2008 as ACTO. He was placed on probation for a period of two years within a continuous period of three years in the cadre of ACTO. As per the provision of Rule 9 of APCT SS Rules, every person appointed by Direct Recruitment to the post of ACTO shall, within the period of probation, pass the following tests namely (1) Book keeping (2) Account Test for Subordinate Officers Part.I or Account Test for Executive Officers (3) Commercial Taxes Laws and Rules.I and (4) Other Laws II and also Telugu language test if any.

2. Further he stated that the individual has completed more than 3 and ½ years of service in the cadre of ACTO. He ought to have passed all the departmental tests as above within the period of two years i.e. by 09.06.2010 from the date of regularization. The applicant has passed last departmental test on 19.07.2011(Local Fund Audit Paper IV) beyond the two years within a continuous period of three years and requested the Govt. to issue appropriate orders in the matter.

3. Government have examined the matter carefully and observe that Sri N.Ramesh Babu joined as DR ACTO on 09.06.2008 in Secunderabad Nodal Division and has passed the last departmental exam i.e. LF Audit Paper.IV on 21.11.2011, i.e. beyond three years from the date of joining in the service. It is observed that as per Rule 6 and 7 of the APPSC Dept., Test Rules for the July, 2010 session of the departmental exams; the exam has to be conducted in the month of Nov, 2010 and results have to be declared on the last Thursday of Jan, 2011, whereas in this case, the APPSC has issued notification in the month of May, 2011(instead of July, 2010), exam was conducted in the month of July, 2011(instead of Nov, 2010) results were published in the month of November, 2011(instead of Jan, 2011). Had the departmental test for July, 2010 session been conducted on time and the results published on time i.e. last Thursday of Jan, 2011 i.e. 27.01.2011, the indiivudal would have passed the exam within three years of his date of joining as ACTO i.e. before 08.06.2011. In the above circumstances, it is observed that the delay in passing the test is not due to the

fault of the individual but due to delay in conducting of departmental tests by the APPSC. Hence the delay in passing of tests cannot be attributed to the individual. It is therefore decided to relax rule 16(h) of the Andhra Pradesh State and Subordinate Service Rules 1996 read with rule 6 and 7 of the A.P. Tests Rules, 1965 in favour of the individual by invoking the powers of relaxation conferred under Rule 31 of the APS & SS Rules, 1996.

4. Accordingly, under rule 31 of the APS & SS Rules, 1996, Government hereby order to relax rule 16(h) of the Andhra Pradesh State and Subordinate Service Rules, 1996 in favour of Sri N.Ramesh Babu, ACTO and to declare that he shall be deemed to have completed his probation within the normal period in the cadre of ACTO and commenced his probation with effect from 09.06.2008.

5. The Commissioner of Commercial Taxes, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Commercial Taxes, Hyderabad.

Copy to: the individual through the Commissioner of Commercial Taxes, Hyderabad.
SF/SCs.

// FORWARDED BY ORDER //

SECTION OFFICER